

2026:PHHC:072140



CRM-M-25187-2026 (O & M)

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**(218) IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

**CRM-M-25187-2026 (O & M)
Date of Decision: 08.05.2026**

Gurvinder

... Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Jatinder Nagpal, Advocate,
and Mr. Bharat Singh, Advocate,
for the petitioner.

Mr. Vipul Sherwal, AAG, Haryana.

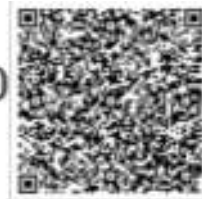
JASJIT SINGH BEDI, J.

The prayer in the present petition under Section 483 of BNSS (Section 439 Cr.P.C.) is for the grant of regular bail in case bearing FIR No.131 dated 19.11.2025 under Sections 21(c), 61 & 85 of the NDPS Act, 1985 registered at Police Station Mohammadpur, District Nuh.

2. The brief facts of the case are that Gurvinder (petitioner) came to be apprehended with 383.40 grams of heroin alongwith polythene.

3. The learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case. The allegations levelled against him are baseless. There is a violation of mandatory provisions of the NDPS Act regarding search and seizure including Section 42 and Section 50. As the petitioner is in custody since 19.11.2025 and even the challan has not

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been submitted, the Trial of the case is not likely to be concluded anytime soon. Therefore, he is entitled to the concession of bail.

4. The learned counsel for the State, on the other hand, contends that commercial quantity of contraband has been recovered from the petitioner. The grounds raised by the petitioner are to be examined during the course of the Trial and cannot be adjudicated upon at this stage. The petitioner is unable to satisfy the requirements under Section 37 of the NDPS Act that he has not committed the offence in question and is not likely to commit one in future. Therefore, the present petition is liable to be dismissed.

5. I have heard the learned counsel for the parties.

6. As per the case of the prosecution, the recovery of commercial quantity of contraband has been effected from the petitioner. This Court, at this stage, cannot record a *prima facie* satisfaction under Section 37 of the NDPS Act that the petitioner has not committed the offence in question and is not likely to commit one in future. Therefore, I am not inclined to granted the concession of bail to the petitioner.

7. In view of the above, I find no merit in the present petition and the same stands dismissed.

8. The pending application(s), if any, shall stand disposed of accordingly.

(JASJIT SINGH BEDI)
JUDGE

08.05.2026
sukhpreet

Whether speaking/reasoned:- Yes/No
Whether reportable:- Yes/No